माननीय उच्च न्यायालय छत्तीसगढ़, बिलासपुर(छ.ग.)

CF 100/-

(3)

W.P. No. 556/ 2005

सोहराब खां वल्द उस्मान् खां
उम्र लगभग 54 वर्ष सदस्य प्रबंध समिति
अंजुमन इस्लाहुल मुस्लेमीन साकिन
वार्ड नं. 2 बैकुठपुर जिला कोरिया (छ.ग.) .. **याचिकाकर्ता**

''विरूद्ध''

छत्तीसगढ़ शासन द्वारा
(1) कलेक्टर कोरिया
मुख्यालय बैकुंठपुर
जिला कोरिया छ.ग.
(2) अनुविभागीय दण्डाधिकारी
बैकुंठपुर जिला कोरिया (छ.ग.)
(3) महमूद खान वल्द मरहूम रज्जब अली खान
उम्र लगभग 45 वर्ष, प्रशासक
अंजुमन इस्लाहुल मुसलेमीन बैकुंठपुर
साकिन वार्ड नं. 2 बैकुंठपुर
जिला कोरिया (छ.ग.)
(4) म.प्र.वक्फ बोर्ड
ताजुल मस्जिद के पास
भोपाल (म.प्र.) .. .. **उत्तरवादीगण**

P.R. No. 1409/05 Presented by Sri Tanvir Ulla Khan dated 21.12.2005

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प्रादेश/रीट याचिका अंतर्गत अनुच्छेद 226 भारतीय संविधान।

(18)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 556/ **सन्** 2005

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

1-3-2005

Sri Tanvir Aslam Khan, counsel for the petitioner.

Sri Sumesh Bajaj, Deputy Govt. Advocate for the State/ respondents No.1 and 2.

Heard both the counsel.

The petitioner has preferred this writ petition under Article 226 of the Constitution of India, praying therein that the respondents be directed to handover the management of Wakf Masjid, Madarasa, Tajiya Chowki, Mazaar, Idgah and graveyard to the petitioner and other members of the committee constituted vide order Annexure P-1.

Learned counsel for the petitioner submits that the Wakf Committee was constituted by the erstwhile Wakf Board of Madhya Pradesh vide order dated 5-9-1991 and thereafter, some complaints were made against the Committee. On receiving those complaints an Administrator was appointed till the enquiry of the Committee. He further submitted that the enquiry has already been concluded and the complaint has been found to be false, but even then, the Administrator is continuing and the work has not been handed over to the petitioner and other members of the Committee.

Perusal of the order dated 5-9-1991 Annexure P-1 issued by the M.P. Wakf Board reveals that the Committee in question was constituted till 4-9-1994 and that term has already expired ten years before from

GRPRJ—FS/350—12/2000—50,000.

(19)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.556/ **सन्** 2005

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

today. Therefore, writ cannot be issued directing the respondents to handover the charge to the petitioner and other members of the Committee constituted under order Annexure P-1.

The writ petition is dismissed.

Consequently, M.(W.)P.No 459/2005 and I.A.No.1177/2005 stand disposed of.

Sd/-
L.C.Bhadoo
Judge

Soma

GRPRL—ES/350—12/2000—50,000